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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant (s): Navid Malik, Ruth Duncan, Donald A. Tomalia and Roseita Esfand

Serial No.: 10/016,733

Group Art Unit: NA

Filed: October 29, 2001

Examiner: NA

For: A DENDRITIC-ANTINEOPLASTIC DRUG DELIVERY SYSTEM

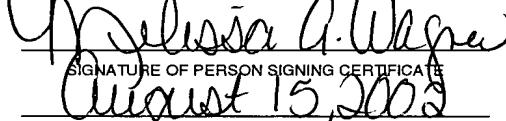
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ADDRESSED TO: ASSISTANT COMMISSIONER FOR PATENTS,  
WASHINGTON, DC 20231, ON:

August 15, 2002

DATE OF DEPOSIT

Melissa A. Wagner

PRINT OR TYPE NAME OF PERSON SIGNING CERTIFICATE

  
SIGNATURE OF PERSON SIGNING CERTIFICATE  
August 15, 2002

DATE OF SIGNATURE

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

PETITION UNDER 37 CFR 1.47(a)

This is a Petition under 37 CFR 1.47(a) for an inventor who refuses to sign the Declaration and Power of Attorney [MPEP §409.3(a)]. The fee under §1.17(i) due for this Petition is hereby authorized to be charged to our Deposit Account No. 04-1512. If any other fee is required for this Petition it is also hereby authorized to be so charged.

The required Declaration and Power of Attorney forms for Navid Malik, Donald A. Tomalia and Roseita Esfand are provided with the Response to file Missing Parts.

Unfortunately, Ruth Duncan, one of the named inventors, has refused to sign a Declaration and Power of Attorney form. As evidence we enclose a Declaration by Karen L. Kimble, attorney for this application, with attaching documents as required

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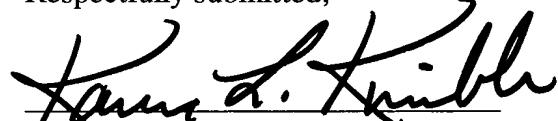
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under MPEP 409.3(d). Ruth Duncan refuses to sign these formal papers because she disagrees with the addition of the two added inventors (Tomalia and Esfand) for the new subject matter present in this application. We therefore submit that, pursuant to 37 CFR 1.47(a), Dr. Duncan's signature is not necessary to obtain.

Dr. Duncan's last known residential address is stated on the Declaration and Power of Attorney forms provided with the Response as: 143B Chiltern Court, London, NW1 1AX, United Kingdom; her last known business address is: Centre for Polymer Therapeutics, Welsh School of Pharmacy, Redwood Building, King Edward VII Avenue, Cardiff CF 3XF, United Kingdom.

Applicants request that the refusal of Dr. Ruth Duncaan to sign be acknowledged by the Office and this above-identified application held complete for the formal papers.

Respectfully submitted,



Karen L. Kimble

Registration No. 26,995

Phone: (989) 636-1687

P. O. Box 1967  
Midland, MI 48641-1967

Enc.

Fee authorized in Petition  
Dow letter to Dr. Duncan of March 11, 2002  
Dow letter to Dr. Duncan of August 2, 2002  
Dr. Julian C. Axe letter of August 9, 2002